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# RECEIVED

FEB - 6 2006

Federal Communications Commission Office of Secretary

### BY HAND DELIVERY

Marlene H. Dortch, Secretary Federal Communications Commission Office of the Secretary c/o Natek, Inc., Inc. 236 Massachusetts Avenue, N.E. Suite 110 Washington, DC 20002

> EB Docket No. 06-36 EB-06-TC-060

Re: CERTIFICATION OF CPNI FILING - FEBRUARY 6, 2006

**BTC** Broadband

Dear Ms. Dortch:

On behalf of the telecommunications carrier listed above, John Staurulakis (JSI), its consultant is filing the <u>attached CPNI Certification</u> together with the statement of procedures for operational compliance with FCC's CPNI rules.

Sincerely,

Scott Duncan

JSI Staff Director-Regulatory Affairs

Dut Durcon

sduncan@jsitel.com

Attachment

Copies: 4 additional copies to Secretary

Byron McCoy, Telecommunications Consumers Division

Best Copy and Printing (BCPI)

No. ci Copies rec'd O Y # List A B C D E

Echekon Buliding II, Suite 200 9430 Research Boulevard, Austin, Texas 78759 Phone: 512-348-0473 Fax: 512-346-0822 Eagandale Corporate Center, Suite 310 1380 Corporate Center Curve Eagan, Minnesota 55121 Phone: 651-452-2660 Fax: 651-452-1909 547 South Oakview Lane Bountiful, UT 84010 Phone: 801-294-4576 Fax: 801-294-5124

4625 Alexander Drive, Suite 135 Alpharetta, Georgia 30022 Phone: 770-569-2105 Fax: 770-410-1608

#### EB-06-TC-060

## CERTIFICATION OF CPNI FILING FEBRURARY 6, 2006

I certify that I am an officer of BTC Broadband, and I have personal knowledge that BTC Broadband has established operating procedures that are adequate to ensure compliance with Section 222 of the Communications Act of 1934, as amended, and the Federal Communication Commission's Customer Proprietary Network Information (CPNI) rules as set forth in Subpart U of Title 47 of the Code of Federal Regulations; 47 C.F.R §64.2001 through §64.2009.

Robert R Rozell	
Officer's Printed Name	
TO the	
Officer's Signature	
<del>-</del>	
Chief Financial Officer	
Title	
February 3, 2006	
Date:	

## STATEMENT OF COMPLIANCE WITH THE FCC'S CUSTOMER PROPRIETARY NETWORK INFORMATION (CPNI) RULES

BTC Broadband's operating procedures ensure that BTC Broadband is in compliance with the FCC's CPNI Rules because disclosure of, or permitting access to, our customers' CPNI is not allowed without obtaining the requisite customer approval, except as required by law, or the exceptions set forth in 47 U.S.C. §222, and Subpart U of Title 47 of the Code of Federal Regulations; 47 C.F.R §64.2001 through §64.2009.

BTC Broadband has internal procedures in place to educate our employees about CPNI and the disclosure of CPNI. Our employees are instructed that CPNI is information that relates to the quantity, technical configuration, type, destination, location and amount of use of the telecommunications services subscribed to by any customer of BTC Broadband that is made available to us by the customer solely by virtue of our relationship with our customers; and information contained in the bills pertaining to telephone exchange service or toll service of other carriers that we bill for received by our customers; except that such term does not include subscriber list information. Our employees that have access to this information are aware of the FCC's rules and are prohibited from disclosing or permitting access to CPNI without the appropriate customer consent or as allowed by law and the FCC rules. Any employee that discloses CPNI is subject to disciplinary action, and possible termination. We also ensure that our vendors that lawfully have access to our customer CPNI, such as our billing company, are aware of the CPNI rules.

Other than the exceptions for use of CPNI being customer approval, as required by law, and the exceptions set forth in 47 U.S.C. §222, and Subpart U of Title 47 of the Code of Federal Regulations: 47 C.F.R §64.2001 through §64.2009, CPNI is not used by BTC Broadband.